

UNITED STATES DISTRICT COURT
OFFICE OF THE CLERK
DISTRICT OF KANSAS

RALPH L. DELOACH
CLERK
INGRID CAMPBELL
CHIEF DEPUTY CLERK

259 U.S. COURTHOUSE
500 STATE AVENUE
KANSAS CITY, KANSAS 66101
(913) 551-6719

Topeka, Kansas
September 8, 2005

490 U.S. COURTHOUSE
444 S.E. QUINCY
TOPEKA, KANSAS 66683
(913) 295-2610

204 U.S. COURTHOUSE
401 N. MARKET
WICHITA, KANSAS 67202
(316) 269-6491

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

SEP 12 2005

U.S. District Court
District of New Mexico
District Court Clerk's Office
333 Lomas Blvd, NW
Albuquerque NM 87102

MATTHEW J. DYKMAN
CLERK

Re: UNITED STATES OF AMERICA v. MIKE HANNAH
District of Kansas Case No. 05-5028M-01-KGS
District of NM No. CR05-1849 *JH*

Dear Clerk:

Enclosed are the following papers pursuant to proceedings held in our district before Magistrate Judge K Gary Sebelius on August 16, 2005 and other held hearings:

Minute Sheet of 8/26/05 (certified copy)
Financial Affidavit (certified copy)
Minute Sheet of 8/30/05 (certified copy)
Waiver of Rule 5 & 5.1 Hearing (certified copy)
Order Continuing Detention Hearing (certified copy)
Minute Sheet of 9/1/05 (certified copy)
Minute Sheet of 9/2/05 (certified copy)
Order of Conditional Release (certified copy)
Appearance Bond (certified copy)
Order to Appear (certified copy)
Order to Appear in District of Prosecution (certified copy)
Case Bond Record
Docket Sheet (attested copy)

Please acknowledge receipt of the above documents on the enclosed copy of this letter.

Sincerely yours,

RALPH L. DeLOACH, CLERK

By M Barnes
Deputy Clerk

116

Enclosures

cc: U.S. Attorney
U.S. Probation
U.S. Magistrate Judge K Gary Scbelius

CLERK'S COURTROOM MINUTE SHEET - CRIMINAL - MAGISTRATE JUDGE**UNITED STATES OF AMERICA**

v.

MIKE HANNAH**Case No:** 05-5028M-01-KGS**Age:** 59**AUSA:** David Zabel**Deft. Atty.:** Ron Wurtz, AFPD☒ **Appointed** ☐ **Retained**

JUDGE:	Sebelius	DATE:	8/26/05
DEPUTY CLERK:	Collins	CD:	KGS05-16
LOCATION:	Topeka, Kansas	PRETRIAL/PROBATION:	Ackerly

Length of Hearing: Rule 5: 15 min.**PROCEEDINGS**

<input checked="" type="checkbox"/> Rule 5 Hearing	<input type="checkbox"/> Initial Revocation Hearing	<input type="checkbox"/> Bond Hearing
<input type="checkbox"/> ID/Removal Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Bond Revocation Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Discovery Conference
<input type="checkbox"/> Detention Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/>
<input type="checkbox"/> Arraignment	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/>
<input type="checkbox"/> Interpreter:	<input type="checkbox"/> Appointed	<input type="checkbox"/> Sworn
<input checked="" type="checkbox"/> Charges and penalties explained to defendant		
<input checked="" type="checkbox"/> Defendant sworn and examined re: financial ability to retain counsel		
<input checked="" type="checkbox"/> Counsel appointed	<input type="checkbox"/> At defendant's expense	
<input checked="" type="checkbox"/> Constitutional rights explained	<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor
<input type="checkbox"/> Defendant declined to waive indictment	<input type="checkbox"/> Will be presented by next Grand Jury	
<input type="checkbox"/> Signed Waiver of Indictment		
<input checked="" type="checkbox"/> Advised of rights under	<input checked="" type="checkbox"/> Rule 20	<input checked="" type="checkbox"/> Rule 40
<input type="checkbox"/> Signed Consent to Transfer (Rule 20)		
<input type="checkbox"/> Petition to Enter Plea Filed	<input type="checkbox"/> Plea Agreement Attached	
<input checked="" type="checkbox"/> Transfer under Rule 40 to: District of New Mexico, Albuquerque		
<input type="checkbox"/> ARRAIGNMENT AND PLEA:		<input checked="" type="checkbox"/> No. of Counts
<input type="checkbox"/> Waived Reading of	<input type="checkbox"/> Indictment	<input type="checkbox"/> Read to Defendant
<input type="checkbox"/> Previous Plea	<input type="checkbox"/> Guilty	<input type="checkbox"/> Counts:
<input type="checkbox"/> Guilty		<input type="checkbox"/> Counts:
<input type="checkbox"/> Not Guilty		<input type="checkbox"/> Counts: 1, 3, 24, 25, 26
<input type="checkbox"/> Bail Denied	<input type="checkbox"/> Bail fixed at	<input type="checkbox"/> Bail remain at
<input type="checkbox"/> \$	<input type="checkbox"/> Unsecured	<input type="checkbox"/> Secured
<input type="checkbox"/> Release Order	<input type="checkbox"/> Executed	<input type="checkbox"/> Continued in effect
<input type="checkbox"/> Deft. remanded to custody	<input type="checkbox"/> Pending compliance with conditions of release	
<input type="checkbox"/> Detention Ordered		

Deft's next appearance: Detention & Identity hearing 8/30/05 @ 2 p.m. before Magistrate Judge Sebelius**Miscellaneous:** The court appoints the Federal Public Defender to represent the defendant. Government seeks detention under the Bail Reform Act due to risk of flight. Defendant contests the issue of detention. The court sets a detention hearing and identity hearing on 8/30/05 @ 2 p.m. before Magistrate Judge Sebelius.

ECF
DOCUMENT

I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 8/26/05
RALPH L. DeLOACH, CLERK

By: M. B. [Signature] Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:barb_adams@fd.org,georgia_sirridge@fd.org,david.zabel@usdoj.gov,ksd_sebelius_cha
Message-Id:<731338@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Initial Appearance - Rule

Content-Type: text/html

*****NOTE TO PUBLIC ACCESS USERS*** You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from Ronald E. Wurtz entered on 8/30/2005 at 1:41 PM CDT and filed on 8/26/2005

Case Name: USA v. Hannah
Case Number: 5:05-mj-5028
Filer: Dft No. 1 - Mike Hannah
Document Number: 1

Docket Text:

Minute Entry for Rule 5(c)(3) hearing held on 8/26/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Ronald E. Wurtz present. Detention hearing set for 2:00 PM on 8/30/05. (Tapc #KGS05-16.) (Attachments from USDC NM Case # 05-1849: # (1) Indictment; # (2) Warrant) (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=8/30/2005] [FileNumber=731336-0]
[b588ed661513245583c7ff461848a3ee0a30abe3b322ab33d2a7c1ad910cd2d97696
264c2493e8b9aca59b05ba72fd8933cf49ce71e33fb405b01517254df017]]

Document description: Indictment

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=8/30/2005] [FileNumber=731336-1]
[cc7af7acf455de11ad540e6e883dfc53c54b7792d7661bab028c51d387b7177eae6e
9057cc1706c92c696b24ac738f51c2d3a067b0a7c86cfbd2af4bab1d82d4]]

Document description: Warrant

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=8/30/2005] [FileNumber=731336-2]
[018569e20ae453ad6bc2990daa82c8e33a7639e2ed4a44ecd0fe82d7f912f9c188ac

4f50a80f2a142ae9d3c80f5f24cc146d03c407e82997b800ddcb86f2ba08]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

US vs Mike Edm. HannahDOCKET No. 05-5028M-01-KGS**FILED**

FINANCIAL AFFIDAVIT

ASSETS

AUG 30 2005

Employed? Yes ☒ No ☐ RALPH L. DeLOACH, Clerk
 Name/Address Continental Steel By West Deputy
3101 E. 46th St Tucson, AZ 85713
 Monthly Income? \$ 2,200
 If No, month and year of last employment _____
 Monthly Income at that time? \$ _____

Spouse Employed? Yes ☐ No ☐ N/A ☒
 Spouse Monthly Income? \$ _____
 If under 21, Parents Monthly Income \$ _____

Total Household Income? \$ 35,000/yr

Other Income within Last 12 months?

(rent, interest, retirement, SSI, SRS)

Cash on Hand? \$ 0
 Savings Account? \$ N/A
 Checking Account? \$ 700
 Where are Accounts? Comps Bank
Tucson, AZ

Stocks/Bonds? \$ _____
 IRA's? \$ 20,000

Real Estate? Yes ☒ No ☐

Address _____

Value? \$ 200,000

Down Payment \$ _____

Equity \$ 110,000Personal Property? \$ 0

(Jewelry/tools/collections)

Life Insurance- cash value? \$ 0

Other assets? \$ _____

DEBTS/LIABILITIES

Loans Outstanding? Yes ☒ No ☐
 Institution? _____
 Purpose? Auto - Home
 Original Loan? \$ _____
 Current Balance? \$ 90,000
 Monthly Payment? \$ _____

Institution? _____
 Purpose? _____
 Original Loan? \$ _____
 Current Balance? \$ _____
 Monthly Payment? \$ _____

Auto Loans? Yes ☒ No ☐
 Original Loan? \$ _____
 Current Balance? \$ _____
 Monthly Payment? \$ _____

Auto Loans (#2)? Yes ☐ No ☐
 Original Loan? \$ _____
 Current Balance? \$ _____
 Monthly Payment? \$ _____

Credit Cards? Yes ☒ No ☐
 Name _____ Balance \$ _____
 Name _____ Balance \$ _____
 Name _____ Balance \$ _____
 Name _____ Balance \$ _____

Alimony? \$ N/A Per Mo. \$20,000
 Arrearage? Yes ☐ No ☐
 Amount? \$ _____
 Child Support? \$ _____ Per Mo.
 Arrearage? Yes ☐ No ☐
 Amount? \$ _____

Medical Bills? \$ None

Any other debts or liabilities?

N/A

Auto: Make Chevy Model 3/4 Ton Yr 04
 Value? \$ 20,000
 Auto: Make Chevy Model 3/4 Ton Yr 54
 Value? \$ 10,000
 Auto: Make _____ Model _____ Yr _____
 Value? \$ _____

Ever file for Bankruptcy? Yes No
 Where? _____ When? _____

Total Income: \$ 35,000 / yr
\$2,400 / month

I certify the above to be correct.

[Signature]
 Signature of the Defendant

Monthly Expenses:
 Rent/Mortgage \$ 650
 Electric \$ 240
 Heating Oil/Gas \$ _____
 Water/Sewer/Trash \$ 20
 Telephone \$ 60
 Cable TV \$ 80
 Food \$ 400
 Auto Repairs \$ _____
 Gasoline \$ _____
 Health Insurance \$ 0
 Life Insurance \$ 0
 Home/Rent Insurance \$ 200
 Medical \$ 50
 Clothing \$ 50
 Credit Card Payments \$ 1,200
 Court Fines/Restitution \$ _____
 Other \$ _____
 Other \$ _____
 Other \$ _____

Total Expenses: \$ 2,950

8/26/05
 Date

WARNING: A false or dishonest answer to a question in this affidavit may be punishable by fine or imprisonment, or both.

[Signature]
 U.S. Probation Officer

8-26-05
 Date

U.S. DISTRICT COURT
 DISTRICT OF KANSAS) SS
 I hereby certify that
 the foregoing is a true copy
 of the original on file in
 this court and cause
 RALPH E. DeLOACH, Clerk
 By [Signature] Deputy
 Dated 9/18/05

CLERK'S COURTROOM MINUTE SHEET - CRIMINAL - MAGISTRATE JUDGE**UNITED STATES OF AMERICA**

v.

MIKE HANNAH

Case No: 05-5028M-01-KGS
 Age: 59
 AUSA: David Zabel
 Deft. Atty.: Melody Evans, AFPD
☒ Appointed ☐ Retained

JUDGE:	Sebelius	DATE:	8/30/05
DEPUTY CLERK:	Collins	CD:	KGS05-16
LOCATION:	Topeka, Kansas	PRETRIAL/PROBATION:	Paulson

Length of Hearing: Detention hearing: 20 min. (continued to 9/1/05 @ 8:30 a.m.)

PROCEEDINGS

<input type="checkbox"/> Rule 5 Hearing	<input type="checkbox"/> Initial Revocation Hearing	<input type="checkbox"/> Bond Hearing
<input checked="" type="checkbox"/> ID/Removal Hearing	<input type="checkbox"/> Held <input checked="" type="checkbox"/> Waived	<input type="checkbox"/> Bond Revocation Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Discovery Conference
<input checked="" type="checkbox"/> Detention Hearing	<input checked="" type="checkbox"/> Continued	
<input type="checkbox"/> Arraignment	<input type="checkbox"/> Held <input type="checkbox"/> Waived	

<input type="checkbox"/> Interpreter:	<input type="checkbox"/> Appointed	<input type="checkbox"/> Sworn
<input type="checkbox"/> Charges and penalties explained to defendant		
<input type="checkbox"/> Defendant sworn and examined re: financial ability to retain counsel		
<input type="checkbox"/> Counsel appointed	<input type="checkbox"/> At defendant's expense	
<input type="checkbox"/> Constitutional rights explained	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor
<input type="checkbox"/> Defendant declined to waive indictment	<input type="checkbox"/> Will be presented by next Grand Jury	
<input type="checkbox"/> Signed Waiver of Indictment		
<input type="checkbox"/> Advised of rights under	<input checked="" type="checkbox"/> Rule 20	<input checked="" type="checkbox"/> Rule 40
<input type="checkbox"/> Signed Consent to Transfer (Rule 20)		
<input type="checkbox"/> Petition to Enter Plea Filed	<input type="checkbox"/> Plea Agreement Attached	
<input checked="" type="checkbox"/> Transfer under Rule 40 to: District of New Mexico, Albuquerque		

<input type="checkbox"/> ARRAIGNMENT AND PLEA:		<input type="checkbox"/> No. of Counts
<input type="checkbox"/> Waived Reading of	<input type="checkbox"/> Indictment	<input type="checkbox"/> Read to Defendant
<input type="checkbox"/> Previous Plea	<input type="checkbox"/> Guilty	Counts: Withdrawn
<input type="checkbox"/> Guilty		Counts: Accepted
<input type="checkbox"/> Not Guilty		Counts: 1, 3, 24, 25, 26

<input type="checkbox"/> Bail Denied	<input type="checkbox"/> Bail fixed at	<input type="checkbox"/> Bail remain at
<input type="checkbox"/> \$	<input type="checkbox"/> Unsecured	<input type="checkbox"/> Secured
<input type="checkbox"/> Release Order	<input type="checkbox"/> Executed	<input type="checkbox"/> Continued in effect
<input type="checkbox"/> Deft. remanded to custody	<input type="checkbox"/> Pending compliance with conditions of release	
<input type="checkbox"/> Detention Ordered		

Deft's next appearance: Detention hearing 9/1/05 @ 8:30 a.m. before Magistrate Judge Sebelius

Miscellaneous: The defendant signs a formal waiver of identity hearing and the court finds that the defendant is the person charged in the indictment. The court proceeded to hear argument regarding the use of evidence derived from wiretap interceptions for the purpose of the pending detention hearing. After hearing arguments of counsel, the detention hearing is continued until 9/1/05 @ 8:30 a.m. to allow defendant additional time to review the documentary evidence regarding the wiretaps in preparation for the hearing. Defendant shall remain in custody pending the hearing. A separate order is also entered regarding this matter.

ECF
 DOCUMENT
 I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 8/30/05
 RALPH L. DeLOACH, CLERK

By: MR Deputy Clerk

MIME-Version:1.0

From:KSD_CMECF@ksd.uscourts.gov

To:KSD_CMECF_Security@ksd.uscourts.gov

Bcc:barb_adams@fd.org, georgia_sirridge@fd.org, david.zabel@usdoj.gov, ksd_sebelius_cha

Message-Id:<734670@ksd.uscourts.gov>

Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Detention Hearing "

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 1:23 PM CDT and filed on 8/30/2005

Case Name: USA v. Hannah

Case Number: 5:05-mj-5028

Filer:

Document Number: 3

Docket Text:

Minute Entry of dentention hearing held on 8/30/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans present. Defendant remanded to custody. Detention hearing continued to 8:30 AM on 9/1/05. (Tape #KGS05-16.) (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=734668-0]

[7fd06101a560fdccd30456f1a9cf713a89b54ae45f46be7c9d02f715ac266ee8c3c04
588787f647ccdc371e1791eb45e0f70401cc369af74dd9520b1339f53a0]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org, georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

AO 466A (Rev. 10/03) Waiver of Rule 5 & 5.1 Hearings

UNITED STATES DISTRICT COURT

LED

FOR THE

DISTRICT OF

KANSAS AUG 30 2005

UNITED STATES OF AMERICA

RALPH L. DeLOACH, Clerk
By DeputyWAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint/Indictment)

V.

CASE NUMBER: 05-5028M-01-KGS

MIKE HANNAH

Defendant

CHARGING DISTRICTS
CASE NUMBER: CR05 1849

I understand that charges are pending in the _____ District of _____ New Mexico

alleging violation of 21 USC §§ 841(a)(1) & 846 & 18 USC § 1956(a) and that I have been arrested in this district and
(Title and Section)

taken before a judge, who has informed me of the charge(s) and my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) a preliminary hearing (unless an indictment has been returned or information filed) to determine whether there is probable cause to believe an offense has been committed by me, the hearing to be held in this district or the district of prosecution; and
- (4) Request transfer of the proceedings to this district under Rule 20, Fed. R. Crim. P., in order to plead guilty.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

- ☒ Identity hearing
- ☐ preliminary hearing
- ☐ Identity hearing but request a preliminary hearing be held in the prosecuting district and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

8/30/05
Date

Defendant

Defense Counsel

ECF
DOCUMENT

I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 8/30/05
RALPH L. DeLOACH, CLERK

By: M. R. [Signature] Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:barb_adams@fd.org, georgia_sirridge@fd.org, david.zabel@usdoj.gov, ksd_sebelius_cha
Message-Id:<734678@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Waiver of Preliminary Exam

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 1:25 PM CDT and filed on 8/30/2005

Case Name: USA v. Hannah
Case Number: 5:05-mj-5028
Filer: Dft No. 1 - Mike Hannah
Document Number: 5

Docket Text:

WAIVER of Preliminary Hearing by defendant Mike Hannah. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=734676-0]
[8022b22942c5a12b24a4f6f476d40af59ac33e28b913b741656b646ed0f2ba0794423
fce64e92fdccdf2e3aef9f09c93ed6f13ed35af7ce2175c8c69ac942e70]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org; georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No. 05-5028M-01-KGS

MIKE HANNAH,

Defendant.

**ORDER CONTINUING DETENTION HEARING
PURSUANT TO THE BAIL REFORM ACT**

On August 30, 2005, the defendant appeared for a detention hearing pursuant to 18 U.S.C. § 3142. The Government appeared by and through David Zabel, Special Assistant United States Attorney. The defendant appeared in person and through appointed counsel, Melody Evans, Assistant Federal Public Defender.

Previously, on August 26, 2005, the Government moved for the pretrial detention of the defendant contending that no combination of conditions would reasonably assure the appearance of the defendant. At the commencement of the detention hearing on August 30, 2005, the Government announced its intention to introduce into evidence certain information derived from wiretaps, involving communications of the defendant. Just prior to the commencement of this hearing, the Government further stated that it had delivered to defendant's counsel a copy of the affidavit and accompanying application for which the wiretap interception were authorized or approved. Defendant objected to the Government's use of the contents of such intercepted communications pursuant to the requirement of 18 U.S.C. § 2518(9) that evidence derived from such wiretaps will not be disclosed in any hearing unless each party have been furnished such documents not less than ten (10) days before the hearing. Defendant requested two additional days within which to review the voluminous documents (at least six or seven inches thick)

before proceeding with a detention hearing. Defendant's counsel further requested that the defendant be released pending any such hearing.

18 U.S.C. § 2518(9) specifically provides that the ten-day period may be waived by the judge "if he finds that it was not possible to furnish the party with the above information ten days before the . . . hearing . . . and that the party will not be prejudiced by the delay in receiving such information." After hearing the arguments of counsel, the court concluded that it was not possible for the government to furnish the defendant with this information ten days before the hearing. Further, by continuing this hearing for two additional days within which defense counsel may review the information, any potential prejudice to the defendant resulting from the delay in receiving such information will be ameliorated.

The court specifically finds good cause for a continuance of this matter pursuant to 18 U.S.C. § 3142(f)(2). Based upon the schedules of the court and counsel, the pretrial detention hearing in this matter shall be continued until September 1, 2005, at 8:30 a.m. Defendant shall be detained temporarily pending the detention hearing in this case. Finally, the court finds that the period of delay resulting from the granting of the continuance for a detention hearing shall be excludable time pursuant to 18 U.S.C. § 3161(h)(8) in that the ends of justice outweigh the best interests of the defendant and the public in a speedy trial.

IT IS SO ORDERED.

Dated at Topeka, Kansas, this 31st day of August, 2005.

s/ K. Gary Sebelius
K. Gary Sebelius
United States Magistrate Judge

I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 8/31/05
RALPH L. DeLOACH, CLERK

By: h8 Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:Julie.Allmon@usdoj.gov,Melody.Witte@usdoj.gov,Nancy.Pomeroy@usdoj.gov;Patricia.C
Message-Id:<734865@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Order"

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 2:58 PM CDT and filed on 8/31/2005

Case Name: USA v. Hannah
Case Number: 5:05-mj-5028
Filer:
Document Number: 6

Docket Text:

ORDER to continue detention hearing: Detention hearing continued to 8:30 AM on 9/1/05 as to defendant Mike Hannah. Signed by Magistrate Judge K. Gary Sebelius on 8/31/05. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=734863-0]

[58041fa145579d69ab294a730324225acd2d1515b7edd2ceffc52c3f430bacf5f58d
255d8b21abea5bd6d303e968090a708fd7a3d63a603fe1a1940c335ec54]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

CLERK'S COURTROOM MINUTE SHEET - CRIMINAL - MAGISTRATE JUDGE**UNITED STATES OF AMERICA**

v.

MIKE HANNAH

Case No: 05-5028M-01-KGS
 Age: 59
 AUSA: David Zabel
 Deft. Atty.: Melody Evans, AFPD
☒ Appointed ☐ Retained

JUDGE:	Sebelius	DATE:	9/1/05
DEPUTY CLERK:	Collins	CD:	KGS05-16
LOCATION:	Topeka, Kansas	PRETRIAL/PROBATION:	Paulson

Length of Hearing: Detention hearing: 2 hr.

PROCEEDINGS

<input type="checkbox"/> Rule 5 Hearing	<input type="checkbox"/> Initial Revocation Hearing	<input type="checkbox"/> Bond Hearing
<input type="checkbox"/> ID/Removal Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Bond Revocation Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Discovery Conference
<input checked="" type="checkbox"/> Detention Hearing	<input checked="" type="checkbox"/> Held <input type="checkbox"/> Waived	
<input type="checkbox"/> Arraignment	<input type="checkbox"/> Held <input type="checkbox"/> Waived	
<input type="checkbox"/> Interpreter:	<input type="checkbox"/> Appointed	<input type="checkbox"/> Sworn
<input type="checkbox"/> Charges and penalties explained to defendant		
<input type="checkbox"/> Defendant sworn and examined re: financial ability to retain counsel		
<input type="checkbox"/> Counsel appointed	<input type="checkbox"/> At defendant's expense	
<input type="checkbox"/> Constitutional rights explained	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor
<input type="checkbox"/> Defendant declined to waive indictment	<input type="checkbox"/> Will be presented by next Grand Jury	
<input type="checkbox"/> Signed Waiver of Indictment		
<input type="checkbox"/> Advised of rights under	<input type="checkbox"/> Rule 20	<input type="checkbox"/> Rule 40
<input type="checkbox"/> Signed Consent to Transfer (Rule 20)		
<input type="checkbox"/> Petition to Enter Plea Filed	<input type="checkbox"/> Plea Agreement Attached	
<input type="checkbox"/> Transfer under Rule 40 to:		
<input type="checkbox"/> ARRAIGNMENT AND PLEA:		<input type="checkbox"/> No. of Counts
<input type="checkbox"/> Waived Reading of	<input type="checkbox"/> Indictment	<input type="checkbox"/> Read to Defendant
<input type="checkbox"/> Previous Plea	<input type="checkbox"/> Guilty	Counts: Withdrawn
<input type="checkbox"/> Guilty		Counts: Accepted
<input type="checkbox"/> Not Guilty		Counts:
<input type="checkbox"/> Bail Denied	<input checked="" type="checkbox"/> Bail fixed at	<input type="checkbox"/> Bail remain at
<input checked="" type="checkbox"/> \$100,000 or property	<input type="checkbox"/> Unsecured	<input checked="" type="checkbox"/> Secured
<input checked="" type="checkbox"/> Release Order	<input checked="" type="checkbox"/> Executed	<input type="checkbox"/> Continued in effect
<input type="checkbox"/> Deft. remanded to custody	<input type="checkbox"/> Pending compliance with conditions of release	
<input type="checkbox"/> Detention Ordered		

Deft's next appearance: Bond status hearing 9/2/05 @ 1 p.m. before Magistrate Judge Sebelius

Miscellaneous: Government calls DEA Agent Richard Stark as their first witnesses. Government relies on "risk of flight and danger to community" in requesting detention. The court, after hearing the testimony of the witness, proffers of the parties and arguments of counsel, finds that government's motion for pretrial detention is DENIED. Pending compliance with the court's conditions of pretrial release, the court releases defendant on conditions of pretrial release. A secured appearance bond in the amount of \$100,000 or property of equivalent equity is required. The court sets a bond status hearing for 9/2/05 @ 1 p.m. If defendant is able to post bond he is ordered to appear Tuesday, September 6, 2005, before Magistrate Judge Svet, Cimarron Courtroom, 5th Floor, Albuquerque, NM,

WITNESSES FOR: Government

Date	Name	Sworn
9/1/05	Richard Stark, DEA Agent	✓

ECF
DOCUMENT
I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/1/05
 RALPH L. DeLOACH, CLERK

By: mBe Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:barb_adams@fd.org,georgia_sirridge@fd.org,david.zabel@usdoj.gov,ksd_sebelius_cha
Message-Id:<734901@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Detention Hearing "

Content-Type: text/html

*****NOTE TO PUBLIC ACCESS USERS*** You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 3:11 PM CDT and filed on 9/1/2005

Case Name: USA v. Hannah
Case Number: 5:05-mj-5028
Filer:
Document Number: 7

Docket Text:

Minute Entry of detention hearing held on 9/1/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans present. Bond status hearing set for 1:00 PM on 9/2/05. SEE MINUTE SHEET FOR MORE DETAILS.(Tape #KGS05-16.) (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=734899-0]
[9ad721a1f7a10413779a050546d51eaf4cb7254431d4a198fb52c73221c73419bfd7
bfb8ad863572d2e74c9b89f24cbdd0cc1863845241cd67ac0954934ca5b]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

CLERK'S COURTROOM MINUTE SHEET - CRIMINAL - MAGISTRATE JUDGE**UNITED STATES OF AMERICA**

v.

MIKE HANNAH

Case No: 05-5028M-01-KGS
 Ago: 59
 AUSA: David Zabel
 Deft. Atty.: Melody Evans, AFD
☒ Appointed ☐ Retained

JUDGE:	Sebelius	DATE:	9/2/05
DEPUTY CLERK:	Collins	CD:	KGS05-16
LOCATION:	Topeka, Kansas	PRETRIAL/PROBATION:	Paulson

Length of Hearing: Bond Status Hearing: 5 min.

PROCEEDINGS

<input type="checkbox"/> Rule 5 Hearing	<input type="checkbox"/> Initial Revocation Hearing	<input checked="" type="checkbox"/> Bond Status Hearing
<input type="checkbox"/> ID/Removal Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Bond Revocation Hearing
<input type="checkbox"/> Preliminary Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	<input type="checkbox"/> Discovery Conference
<input type="checkbox"/> Detention Hearing	<input type="checkbox"/> Held <input type="checkbox"/> Waived	
<input type="checkbox"/> Arraignment	<input type="checkbox"/> Held <input type="checkbox"/> Waived	
<input type="checkbox"/> Interpreter:	<input type="checkbox"/> Appointed	<input type="checkbox"/> Sworn
<input type="checkbox"/> Charges and penalties explained to defendant		
<input type="checkbox"/> Defendant sworn and examined re: financial ability to retain counsel		
<input type="checkbox"/> Counsel appointed	<input type="checkbox"/> At defendant's expense	
<input type="checkbox"/> Constitutional rights explained	<input type="checkbox"/> Felony	<input type="checkbox"/> Misdemeanor
<input type="checkbox"/> Defendant declined to waive indictment	<input type="checkbox"/> Will be presented by next Grand Jury	
<input type="checkbox"/> Signed Waiver of Indictment		
<input type="checkbox"/> Advised of rights under	<input type="checkbox"/> Rule 20	<input type="checkbox"/> Rule 40
<input type="checkbox"/> Signed Consent to Transfer (Rule 20)		
<input type="checkbox"/> Petition to Enter Plea Filed	<input type="checkbox"/> Plea Agreement Attached	
<input type="checkbox"/> Transfer under Rule 40 to: District of New Mexico, Albuquerque		
<input type="checkbox"/> ARRAIGNMENT AND PLEA:		<input type="checkbox"/> No. of Counts
<input type="checkbox"/> Waived Reading of	<input type="checkbox"/> Indictment	<input type="checkbox"/> Read to Defendant
<input type="checkbox"/> Previous Plea	<input type="checkbox"/> Guilty	Counts: Withdrawn
<input type="checkbox"/> Guilty		Counts: Accepted
<input type="checkbox"/> Not Guilty		Counts:
<input type="checkbox"/> Bail Denied	<input checked="" type="checkbox"/> Bail fixed at	<input type="checkbox"/> Bail remain at
<input checked="" type="checkbox"/> \$100,000 or property	<input type="checkbox"/> Unsecured	<input checked="" type="checkbox"/> Secured
<input checked="" type="checkbox"/> Release Order	<input checked="" type="checkbox"/> Executed	<input type="checkbox"/> Continued in effect
<input type="checkbox"/> Deft. remanded to custody	<input type="checkbox"/> Pending compliance with conditions of release	
<input type="checkbox"/> Detention Ordered		

Deft's next appearance: 9/6/05 @ 9:30 a.m. before Magistrate Judge Don Svet, Albuquerque, NM

Miscellaneous: Defendant has met the bond requirement and is released on the court's conditions of pretrial release. Defendant is ordered to appear on 9/6/05 @ 9:30 a.m. before Magistrate Judge Don Svet, U.S. District Court, Cimarron Courtroom, Fifth Floor, Albuquerque, NM.

ECF
DOCUMENT
I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/2/05
 RALPH L. DeLOACH, CLERK

By: MA Deputy Clerk

MIME-Version:1.0

From:KSD_CMECF@ksd.uscourts.gov

To:KSD_CMECF_Security@ksd.uscourts.gov

Bcc:barb_adams@fd.org, georgia_sirridge@fd.org, david.zabel@usdoj.gov, ksd_sebelius_cha

Message-Id:<734984@ksd.uscourts.gov>

Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Bond Hearing"

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 3:40 PM CDT and filed on 9/2/2005

Case Name: USA v. Hannah

Case Number: 5:05-mj-5028

Filer:

Document Number: 8

Docket Text:

Minute Entry bond status hearing held on 9/2/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans present. Defendant is released on secured bond. Defendant order to appear at 9:30 AM on 9/6/05 in the US District Court of New Mexico. (Tape #KGS05-16.) (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=734982-0]
[10bb8f506b41419fe8ce7f569357c0a361ffa86b48d78aa49d89a9d5e225970c545b5
731cfb32d4fef97281b5472ca9c5c825d6df84cdfda6d632af4d2ea6ef4]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org; georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

UNITED STATES DISTRICT COURT

SEP 2 2005

RALPH L. DeLOACH, Clerk
By MB Deputy

For The

District of

Kansas

United States of America

V.

ORDER SETTING CONDITIONS
OF RELEASE

MIKE HANNAH

Case

05-5028M-01-KGS

Defendant

IT IS ORDERED that the release of the defendant is subject to the following conditions:

- (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in this case.
- (2) The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing before any change in address and telephone number.
- (3) The defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed. The defendant shall appear at (if blank, to be notified) U.S. COURTHOUSE, 444 S.E. QUINCY,

Place

TOPEKA, KANSAS

on

Date and Time

Release on Personal Recognizance or Unsecured Bond

IT IS FURTHER ORDERED that the defendant be released provided that:

- (☒) (4) The defendant promises to appear at all proceedings as required and to surrender for service of any sentence imposed.
- () (5) The defendant executes an unsecured bond binding the defendant to pay the United States the sum of _____ dollars (\$ _____) in the event of a failure to appear as required or to surrender as directed for service of any sentence imposed.

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICES U.S. ATTORNEY U.S. MARSHAL

AO 199B

(Rev. 5/99) Additional Conditions of Release

Page 2 of 3

Additional Conditions of Release

Upon finding that release by one of the above methods will not by itself reasonably assure the appearance of the defendant and the safety of other persons and the community, IT IS FURTHER ORDERED that the release of the defendant is subject to the conditions marked below:

- () (6) The defendant is placed in the custody of:
(Name of person or organization) _____

(City and state) _____

who agrees (a) to supervise the defendant in accordance with all the conditions of release, (b) to use every effort to assure the appearance of the defendant at all scheduled court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

Signed: _____

Custodian or Proxy

Date _____

- (X) (7) The defendant shall

(X) (a) report to the supervising pretrial services officer as directed and follow all instructions of the pretrial services office and supervising officer.

(X) (b) execute a bond or an agreement to forfeit upon failing to appear as required the following sum of money or designated property:

\$100,000

(X) (c) post with the court the following indicia of ownership of the above-described property, or the following amount or percentage of the above-described

10%

() (d) execute a bail bond with solvent sureties in the amount of \$ _____

(X) (e) maintain or actively seek employment.

() (f) maintain or commence an education program.

() (g) surrender any passport to: _____

(X) (h) obtain no passport.

(X) (i) abide by the following restrictions on personal association, place of abode, or travel:

Reside in AZ and travel only in AZ and New Mexico for court appearances and meetings with attorney
avoid all contact, directly or indirectly, with any persons who are or who may become a victim or potential witness in the subject investigation or prosecution, including but not limited to: all defendants in this case.

() (k) undergo medical or psychiatric treatment and/or remain in an institution as follows: _____

() (l) return to custody each (week) day as of _____ o'clock after being released each (week) day as of _____ o'clock for employment, schooling, or the following limited purpose(s): _____

() (m) maintain residence at a halfway house or community corrections center, as deemed necessary by the pretrial services office or supervising officer.

(X) (n) refrain from possessing a firearm, destructive device, or other dangerous weapons.

() (o) refrain from () any () excessive use of alcohol.

(X) (p) refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner.

(X) (q) submit to any method of testing required by the pretrial services office or the supervising officer for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. Participate in a program of inpatient or outpatient substance abuse therapy and counseling if deemed advisable by the pretrial services office or supervising office.

(X) (r) refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or electronic monitoring which is (are) required as a condition(s) of release.

(X) (s) participate in one of the following home confinement program components and abide by all the requirements of the program which (X) will or () will not include electronic monitoring or other location verification system. You shall pay all or part of the cost of the program based upon your ability to pay as determined by the pretrial services office or supervising officer.

(X) (i) Curfew. You are restricted to your residence every day () from _____ to _____, or (X) as directed by the pretrial services office or supervising officer; or

() (ii) Home Detention. You are restricted to your residence at all times except for employment; education; religious services; medical, substance abuse, or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities as pre-approved by the pretrial services office or supervising officer; or

() (iii) Home Incarceration. You are restricted to your residence at all times except for medical needs or treatment, religious services, and court appearances pre-approved by the pretrial services office or supervising officer.

(X) (t) report as soon as possible, to the pretrial services office or supervising officer any contact with any law enforcement personnel, including, but not limited to, any arrest, questioning, or traffic stop.

() (u) _____

() (v) _____

() (w) _____

Advice of Penalties and Sanctions

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

A violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of release, an order of detention, and a prosecution for contempt of court and could result in a term of imprisonment, a fine, or both.

The commission of a Federal offense while on pretrial release will result in an additional sentence of a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to 10 years of imprisonment, and a \$250,000 fine or both to obstruct a criminal investigation. It is a crime punishable by up to ten years of imprisonment, and a \$250,000 fine or both to tamper with a witness, victim or informant; to retaliate or attempt to retaliate against a witness, victim or informant; or to intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If after release, you knowingly fail to appear as required by the conditions of release, or to surrender for the service of sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, you shall be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, you shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, you shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be in addition to the sentence for any other offense. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions set forth above.

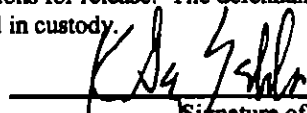

Signature of Defendant

LAKE AZ 85641
City and State

Directions to United States Marshal

- () The defendant is ORDERED released after processing.
 (X) The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judicial officer that the defendant has posted bond and/or complied with all other conditions for release. The defendant shall be produced before the appropriate judicial officer at the time and place specified, if still in custody.

Date: 9/11/05


Signature of Judicial Officer
 K. Gary Sebelius, United States Magistrate Judge
 Name and Title of Judicial Officer

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICE U.S. ATTORNEY U.S. MARSHAL

DOCUMENT
 I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/12/05
 RALPH L. DeLOACH, CLERK

By: MR Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:Julie.Allmon@usdoj.gov,Melody.Witte@usdoj.gov,Nancy.Pomeroy@usdoj.gov,Patricia.C
Message-Id:<735017@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Order Setting Conditions o

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 3:45 PM CDT and filed on 9/1/2005

Case Name: USA v. Hannah

Case Number: 5:05-mj-5028

Filer:

Document Number: 9

Docket Text:

ORDER Setting Conditions of Release as to defendant Mike Hannah (1); \$10,000/Secured. Signed by Magistrate Judge K. Gary Sebelius on 9/2/05. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=735015-0]
[84505009c16452a318f380e4c38f116100f2f64d0dc2058ded6f3c6e67be11a84c784
5a7dbalad75320a5323d3b71da77cf08e6c9e091e0b6195e6f2b8686133]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

AO 98 (Rev. 12/03) Appearance Bond

UNITED STATES DISTRICT COURT

For the

District of

Kansas

UNITED STATES OF AMERICA

V.

MIKE HANNAH

Defendant

APPEARANCE BOND

SEP 2 2005
RALPH L. DeLOACH, Clerk
By [Signature] Deputy

Case

05-5028M-01-KGS

Non-surety: I, the undersigned defendant acknowledge that I and my ...

Surety: We, the undersigned, jointly and severally acknowledge that we and our ...

personal representatives, jointly and severally, are bound to pay to the United States of America the sum of

\$ 100,000.00, and there has been deposited in the Registry of the Court the sum of\$ 10,000.00 in cash or residue of 15300 sat Colson (ex P) (describe other security.)The conditions of this bond are that the defendant MIKE HANNAH

(Name)

is to appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment.

It is agreed and understood that this is a continuing bond (including any proceeding on appeal or review) which shall continue until such time as the undersigned are exonerated.

If the defendant appears as ordered or notified and otherwise obeys and performs the foregoing conditions of this bond, then this bond is to be void, but if the defendant fails to obey or perform any of these conditions, payment of the amount of this bond shall be due forthwith. Forfeiture of this bond for any breach of its conditions may be declared by any United States District Court having cognizance of the above entitled matter at the time of such breach and if the bond is forfeited and if the forfeiture is not set aside or remitted, judgment, may be entered upon motion in such United States District Court against each debtor jointly and severally for the amount above stated, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and any other laws of the United States.

This bond is signed on 9/1/05 at TOPEKA, KANSAS

Date

Place

Defendant

Address

VALE AZ 95641
City and State

Surety

Address

Surety

Address

Signed and acknowledged before me

Date

9/1/05

Approved

[Signature]

Judge/Clerk

DOCUMENT

I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/2/05
RALPH L. DeLOACH, CLERK

By:

Deputy Clerk

MIME-Version:1.0
From:KSD_CMECF@ksd.uscourts.gov
To:KSD_CMECF_Security@ksd.uscourts.gov
Bcc:KSDml_Finance_KC@ksd.uscourts.gov,Julie.Allmon@usdoj.gov,Melody.Witte@usdoj.gov,
Message-Id:<735020@ksd.uscourts.gov>
Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Bond"

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 3:47 PM CDT and filed on 9/1/2005

Case Name: USA v. Hannah
Case Number: 5:05-mj-5028
Filer:
Document Number: 10

Docket Text:

Appearance Bond Posted as to defendant Mike Hannah: \$10,000/Secured. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=735018-0]
[21860148c8c4dcb55223b4c543f4648eae06d9c67b854b800a72621d47b788e075ec9
6d07e84b6e83403dc74d057df31b6918095fab21622132dee945340d258]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Case No. 05-5028M-01-KGS

Charging District's Case No.: CR05 1849

MIKE HANNAH,

Defendant.

ORDER THAT DEFENDANT APPEAR IN
DISTRICT OF PROSECUTION

The defendant having appeared before this Court and proceedings having been concluded and the defendant released;

IT IS ORDERED that the defendant shall answer in the United States District Court for the District of New Mexico at Albuquerque. The defendant shall appear at all proceedings as required. The defendant shall next appear before Magistrate Judge Don J. Svet, United States District Court, 630 U.S. Courthouse, Cimarron Courtroom, Fifth Floor, 333 Lomas Boulevard, N.W., Albuquerque, New Mexico, on **September 6, 2005, at 9:30 a.m.**

Dated this 2nd day of September, 2005, at Topeka, Kansas.

s/ K. Gary Sebelius

K. Gary Sebelius

United States Magistrate Judge

ECF-005
DOCUMENT
I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/12/05
RALPH L. DeLOACH, CLERK

By: NR Deputy Clerk

MIME-Version:1.0

From:KSD_CMECF@ksd.uscourts.gov

To:KSD_CMECF_Security@ksd.uscourts.gov

Bcc:Julie.Allmon@usdoj.gov,Melody.Witte@usdoj.gov,Nancy.Pomeroy@usdoj.gov,Patricia.C

Message-Id:<735031@ksd.uscourts.gov>

Subject:Activity in Case 5:05-mj-05028-KGS USA v. Hannah "Order"

Content-Type: text/html

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U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/2/2005 at 3:49 PM CDT and filed on 9/2/2005

Case Name: USA v. Hannah

Case Number: 5:05-mj-5028

Filer:

Document Number: 11

Docket Text:

ORDER TO APPEAR as to defendant Mike Hannah: Defendant to appear at 9:30 AM on 9/6/05 in US District Court, District of New Mexico. Signed by Magistrate Judge K. Gary Sebelius on 9/2/05. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/2/2005] [FileNumber=735029-0]
[45078d67f1569a4a3b6f843a81ac91b9b4840d170822c181d5e3d06367e8a51a509a2
94d873ecec14dabb744b24fc8b10ab6d075ddf3ec3562080dcd6648dec1]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

AO 467 (Rev. 9/03) Order for Defendant to Appear

FILED

UNITED STATES DISTRICT COURT

SEP 6 2005

FOR THE

DISTRICT OF

KANSAS

By RALPH L. DeLOACH, Clerk
Deputy

UNITED STATES OF AMERICA

V.

MIKE HANNAH

**ORDER THAT DEFENDANT APPEAR IN
DISTRICT OF PROSECUTION OR DISTRICT
HAVING PROBATION JURISDICTION AND
TRANSFERRING BAIL**CASE NUMBER: 05-5028M-01-KGSCHARGING DISTRICTS CR05 1849
CASE NUMBER:

The defendant having appeared before this Court and proceedings having been concluded and the defendant released;

IT IS ORDERED that the defendant be held to answer in the United States District Court for the

District of New Mexico; and that the Clerk of Court shall transfer bail

deposited into the Registry of this Court, to the Clerk of the U.S. District Court, 333 Lomas Blvd., N.W. Albuquerque, NM
Place and Address
, for deposit into the registry of that Court.

The defendant shall appear at all proceedings as required. The defendant shall next appear at (if blank, to be notified)
U.S. District Court, Magistrate Judge Svet, Cimmaron Courtroom on September 6, 2005, at 9:30 a.m.
Date and Time

K. Gary Sebelius
Signature of Judge

September 6, 2005
Date

K. Gary Sebelius, U.S. Magistrate Judge
Name and Title of Judge

ECF
DOCUMENT
I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States District Court for the District of Kansas.

Date Filed: 9/6/05
RALPH L. DeLOACH, CLERK

By: MB Deputy Clerk

Other Orders/Judgments

5:05-mj-05028-KGS USA v. Hannah **CASE CLOSED on 09/02/2005**

U.S. District Court

District of Kansas

Notice of Electronic Filing

The following transaction was received from mb, entered on 9/8/2005 at 9:29 AM CDT and filed on 9/6/2005

Case Name: USA v. Hannah

Case Number: 5:05-mj-5028

Filer:

Document Number: 12

Docket Text:

ORDER as to defendant Mike Hannah: Order to appear in district of prosecution. Signed by Magistrate Judge K. Gary Sebelius on 9/6/05. (mb)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1028492125 [Date=9/8/2005] [FileNumber=737614-0]
[82a6e945569f37bc79e3b40734d2293521df0f6afab2e1054d900276b6deb35c0a8b5
d80dde7d9a7228d3b97f88e255df237fcb13fe49050e1b007fda9b3d1c4]]

5:05-mj-5028-1 Notice will be electronically mailed to:

Ronald E. Wurtz ron_wurtz@fd.org, barb_adams@fd.org;georgia_sirridge@fd.org

David P. Zabel david.zabel@usdoj.gov, tamara.mcdaniel@usdoj.gov

5:05-mj-5028-1 Notice will be delivered by other means to:

UNITED STATES DISTRICT COURT OF KANSAS
CASH BOND RECORD FOR AMOUNTS OF \$10,000 AND ABOVE

UNITED STATES OF AMERICA

VS.

MIKE HANNAH

CRIMINAL CASE # 05-5028M-01-KGS

I, the undersigned, hereby notify the Clerk of Court that I am posting cash bond in the amount of \$ 10,000.00 on behalf of Mike Hannah defendant in the above-entitled matter.

Upon exoneration of the terms and conditions of the bond, as determined by the Court, the full amount posted should be returned to Carol Lee Huntington

Dated: 9/2/05Carol Lee Huntington

Full Name of Person Posting Bond

561-64-0829

Social Security #

9/16/1947

Date of Birth

Continental Steel West

Occupation

15300 E. Colossal Cave Rd

Full Street Address

Vail, AZ 85641

City, State, Zip

Mike Hannah

Full Name of Defendant

377-48-2639

Social Security #

7/6/1946

Date of Birth

Steel Fabricator

Occupation

15300 E. Colossal Cave Rd

Full Street Address

Vail, AZ 85641

City, State, Zip

Identification Verification of Individual from Whom the Cash was Received (to be completed by Clerk's office):

561648829

Identification Examined (include #)

State of Arizona

Identification Issued By

Deputy Clerk SignatureUS Currency ☐Foreign Currency ☐Cashier's Check(s) ☐Money Order(s) ☐Bank Draft(s) ☐☒ Traveler's Check(s) ☐

Amount in \$100 bills
or higher

Country

Wire transfer to Intrust Bank in Wichita to Courts Account

Issuer's Name & Serial #s of monetary instrument

CLOSED

**U.S. District Court
District of Kansas (Topeka)
CRIMINAL DOCKET FOR CASE #: 5:05-mj-05028-KGS-ALL
Internal Use Only**

Case title: USA v. Hannah
Other court case number: 05-1849 USDC New Mexico

Date Filed: 08/26/2005

Assigned to: Magistrate Judge K. Gary
Sebelius

Defendant

Mike Hannah (1)
TERMINATED: 09/02/2005

represented by **Ronald E. Wurtz**
Office of Federal Public Defender -
Topeka
U.S. Post Office Building
424 South Kansas Avenue
Topeka, KS 66603-3439
785-232-9828
Fax: 785-232-9886
Email: ron_wurtz@fd.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

Pending Counts

None

Highest Offense Level (Opening)

None

Terminated Counts

None

Highest Offense Level (Terminated)

None

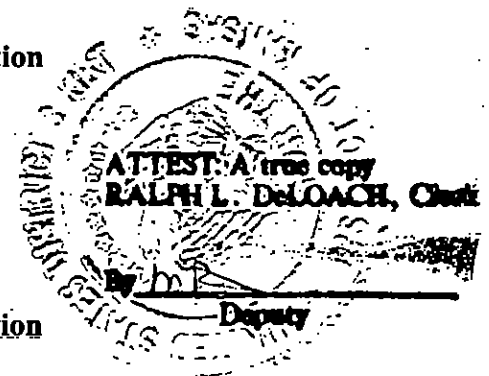
Complaints

21:846=MD.F, 18:1956-6501.F

Disposition

Disposition

Disposition



Plaintiff

USA

represented by **David P. Zabel**

Office of United States Attorney --

Topeka

290 U.S. Courthouse

444 S.E. Quincy

Topeka, KS 66683-3592

785-295-7691

Fax: 785-295-2853

Email: david.zabel@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/26/2005	●	Arrest (Rule 5(c)(3)) of defendant Mike Hannah (mb) (Entered: 08/30/2005)
08/26/2005	●1	Minute Entry for Rule 5(c)(3) hearing held on 8/26/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Ronald E. Wurtz present. Detention hearing set for 2:00 PM on 8/30/05. (Tape #KGS05-16.) (Attachments from USDC NM Case # 05-1849: # 1 Indictment; # 2 Warrant) (mb) (Entered: 08/30/2005)
08/26/2005	●2	FINANCIAL AFFIDAVIT by defendant Mike Hannah. (NOTE: This document is not available for public viewing) (mb) (Entered: 08/30/2005)
08/30/2005	●3	Minute Entry of detention hearing held on 8/30/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans present. Defendant remanded to custody. Detention hearing continued to 8:30 AM on 9/1/05. (Tape #KGS05-16.) (mb) (Entered: 09/02/2005)
08/30/2005	●4	FINANCIAL AFFIDAVIT by defendant Mike Hannah. (NOTE: This document is not available for public viewing) (mb) (Entered: 09/02/2005)
08/30/2005	●5	WAIVER of Preliminary Hearing by defendant Mike Hannah. (mb) (Entered: 09/02/2005)
08/31/2005	●6	ORDER to continue detention hearing: Detention hearing continued to 8:30 AM on 9/1/05 as to defendant Mike Hannah. Signed by Magistrate Judge K. Gary Sebelius on 8/31/05. (mb) (Entered: 09/02/2005)
09/01/2005	●7	Minute Entry of detention hearing held on 9/1/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans present. Bond status hearing set for 1:00 PM on 9/2/05. SEE MINUTE SHEET FOR MORE DETAILS.(Tape #KGS05-16.) (mb) (Entered: 09/02/2005)
09/02/2005	●8	Minute Entry bond status hearing held on 9/2/05 before Magistrate Judge K. Gary Sebelius as to defendant Mike Hannah: Attorney Melody Evans

		present. Defendant is released on secured bond. Defendant order to appear at 9:30 AM on 9/6/05 in the US District Court of New Mexico. (Tape #KGS05-16.) (mb) (Entered: 09/02/2005)
09/02/2005	●9	ORDER Setting Conditions of Release as to defendant Mike Hannah (1); \$10,000/Secured. Signed by Magistrate Judge K. Gary Sebelius on 9/1/05. (mb) (Entered: 09/02/2005)
09/02/2005	●10	Appearance Bond Posted as to defendant Mike Hannah: \$10,000/Secured. (mb) (Entered: 09/02/2005)
09/02/2005	●11	ORDER TO APPEAR as to defendant Mike Hannah: Defendant to appear at 9:30 AM on 9/6/05 in US District Court, District of New Mexico. Signed by Magistrate Judge K. Gary Sebelius on 9/2/05. (mb) (Entered: 09/02/2005)
09/02/2005		Case and defendant Mike Hannah terminated. (mb) (Entered: 09/02/2005)
09/06/2005	●12	ORDER as to defendant Mike Hannah: Order to appear in district of prosecution. Signed by Magistrate Judge K. Gary Sebelius on 9/6/05. (mb) (Entered: 09/08/2005)
09/08/2005	●13	Rule 5(c)(3) removal hearing papers sent to District of New Mexico as to defendant Mike Hannah. (mb) (Entered: 09/08/2005)